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ATTACHMENT 1

Ruth Muzzin

From: Mattson, Burton <burton.mattson@cpuc.ca.gov>
Sent: Thursday, May 05, 2016 3:15 PM
To: michael@rri.org; DFranklin@SheppardMullin.com; rmcglothlin@bhfs.com; norm@montereycfb.com; ronweitzman@redshift.com; JRBobMcK@gmail.com; nisakson@mbay.net; GeorgeTRiley@gmail.com; attys@wellingtonlaw.com; tfrutche@ci.pg.ca.us; dave@laredolaw.net; rcsg.carlos@gmail.com; lhorton@adamsbroadwell.com; ross@smwlaw.com; jfarrow@mrwolfeassociates.com; Poirier, Marcelo; Mark Fogelman; sarah.leeper@amwater.com; LarrySilver@earthlink.net; dcarroll@downeybrand.com; jminton@pcl.org; jgeever@surfrider.org; Karen.Grimmer@noaa.gov; kvandermaaten@mcwd.org; sdamron@surfrider.org; Boles, Sheri; don.evans8@gmail.com; email@Geoscience-water.com; ACerasuolo@amwater.com; kathryn.horning@amwater.com; kevin.tilden@amwater.com; robert.maclean@amwater.com; pfindley@rbf.com; ABeaumont@PerkinsCoie.com; lzagar@perkinscoie.com; ahowe@surfrider.org; GLane@bhfs.com; jshoaf@bhfs.com; rdrake@bhfs.com; fran@laredolaw.net; mckee@co.monterey.ca.us; awhite@mclw.org; ChardavoyneDE@co.monterey.ca.us; janetb@montereybay.com; engellj@comcast.net; llowrey@nheh.com; llowrey@nheh.com; jason@burnettforcarmel.com; iga@att.net; directorshriner@gmail.com; Bridget.Hoover@noaa.gov; keith@mrwpca.com; paul@mrwpca.com; DStoldt@mpwmd.net; atersol@gmail.com; Catherine.Bowie@amwater.com; heidi@laredolaw.net; ian.crooks@amwater.com; GeneralManager@mpccpb.org; rbm@landwater.com; Ruth Muzzin; AShimko@bwsllaw.com; cberte@perkinscoie.com; JMcTarnaghan@PerkinsCoie.com; SWaggener@bwsllaw.com; EZigas@esassoc.com; Cynthia.Russell@amwater.com; Idolqueist@nossaman.com; Nicholas.Subias@amwater.com; VidhyaPrabhakaran@dwt.com; jbrezack@brezack.com; nelsonp34@hotmail.com; erobinson@kmtg.com; red@eslawfirm.com; deana.donohue@amwater.com; Richard.Svindland@amwater.com; ca.rates@amwater.com; Ungson, Chris; Koltz, Jonathan; Tesfai, Leuwam; Colvin, Michael; Rauschmeier, Richard; Truong, Viet; Mattson, Burton; Weatherford, Gary; Ormond, Jamie; Reiger, J. Jason; Menda, Justin; Lewis, Kenneth; Wong, Lester; Tesfai, Leuwam; Allen, Peter; Kumra, Ravi; Thomas, Sarah R.; St. Marie, Stephen; Rose, Suzie; Shia, Terence
Cc: Gonzalez, Ana M.
Subject: FW: A.12-04-019 Transcripts - week of April 11, 2016
Attachments: 00751586.PDF; 00752285.PDF

Ms. Muzzin – Your inquiry to the Chief Reporter has been referred to Judge Weatherford for consideration.

You point out what you identify as typos that, absent correction, change the meaning of the speaker's statement. Before making a decision, the Commission would like to let other parties have the opportunity to comment. This can be most efficiently achieved by your filing a motion that seeks corrections to the transcripts. Parties will have 15 days to respond, after which a ruling will be made on your motion.

Thank you.

Burton W. Mattson for
Gary Weatherford
Administrative Law Judge

From: Ruth Muzzin [<mailto:rmuzzin@friedmanspring.com>]
Sent: Thursday, May 05, 2016 1:27 PM
To: Gonzalez, Ana M.
Cc: Mark Fogelman
Subject: A.12-04-019 Transcripts - week of April 11, 2016

Dear Ana-

Thank you very much for forwarding the PHC and hearing transcripts to me and Mark Fogelman for Marina Coast Water District (MCWD). I'm writing now because in reviewing the transcripts we noticed a few typographical errors that warrant correction. We are requesting that the typos be corrected because without correction they change the meaning of the speaker's statement.

- First, in the April 11, 2016 Prehearing Conference transcript, where Mark Fogelman is speaking on page 346 at line 6, the word "notorious" should be changed to "meritorious."
- Second, in the April 14, 2016 hearing transcript, where MCWD Director Tom Moore is testifying on page 2814 at the beginning of line 16, the word "ag" should be changed to "Ord" and at the beginning of line 21, the word "can" should be changed to "can't."

Attached are pdfs of the relevant pages from the transcripts as we received them. Please let us know if these changes can be made, and feel free to contact me if you have any questions. Thank you.

Ruth

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BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE
STATE OF CALIFORNIA

COMMISSIONER CATHERINE J.K. SANDOVAL,
ADMINISTRATIVE LAW JUDGE GARY WEATHERFORD and
BURTON W. MATTSON, co-presiding

)	PREHEARING
)	CONFERENCE
)	
)	
Application of California-American)	
Water Company (U210W) for Approval)	
of the Monterey Peninsula Water)	Application
Supply Project and Authorization to)	12-04-019
Recover All Present and Future Costs)	
in Rates.)	
)	
)	

REPORTER'S TRANSCRIPT
San Francisco, California
April 11, 2016
Pages 306 - 374
PHC - 5

Reported by: Ana M. Gonzalez, CSR No. 11320
Thomas C. Brenneman, CSR No. 9554

1 look forward to your proposals.

2 MR. FOGELMAN: Okay. I want to correct
3 something that Mr. MacLean said. He
4 expressed the opinion that the test well that
5 was constructed on the Cemex property has
6 shown that his proposal is notorious. And
7 the truth is, your Honor, that we are very --
8 Marina Coast is very concerned about that
9 proposal and that location for any source
10 wells in the future. We don't think the test
11 well showed anything. And there is currently
12 ongoing test well litigation on the
13 lawfulness and propriety of that procedure
14 and that test well that has gone through the
15 Superior Court and is now in the Sixth
16 Appellate District. And I wanted the
17 Commission to be aware that that is subject
18 to litigation. It's not a done deal. It's
19 not an approved final determination.

20 And we're concerned because that
21 part of the Salinas Valley groundwater basin
22 is extremely important to Marina Coast's
23 ability to serve its 34,000 customers. We
24 think that the Cemex location is a huge
25 threat to the ability of those people to get
26 their proper water supply. So I wanted to
27 raise that.

28 COMMISSIONER SANDOVAL: Thank you. If

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE
STATE OF CALIFORNIA

In Attendance: COMMISSIONER CATHERINE J.K, SANDOVAL
ADMINISTRATIVE LAW JUDGES GARY WEATHERFORD and
BURTON W. MATTSON, co-presiding

)	EVIDENTIARY
)	HEARING
)	
)	
Application of California-American)	
Water Company (U210W) for Approval)	
of the Monterey Peninsula Water)	Application
Supply Project and Authorization to)	12-04-019
Recover All Present and Future Costs)	
in Rates.)	
)	
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REPORTERS' TRANSCRIPT
San Francisco, California
April 14, 2016
Pages 2758 - 2948
Volume - 17

Reported by: Ana M. Gonzalez, CSR No. 11320
Thomas C. Brenneman, CSR No. 9554
Doris Huaman, CSR No. 10538

1 photograph of the area around the CEMEX plant
2 going down southward along the ocean?

3 A Yes. I believe I created this from
4 Google Earth or -- it was either Google Earth
5 or one of the documents pulled out of, to be
6 honest, it might have been the EIR. I don't
7 recall exactly the source of the graphic, but
8 I did add the red dots that you see.

9 Q And those red dots, will those be
10 wells?

11 A Those red dots are representations.
12 Because our concern, the concern that I
13 expressed at the time to the city council,
14 was regarding Marina Coast Water District's
15 obligation to provide additional water to the
16 ag community and approximately 1500 acre-feet
17 a year. In order to provide 1500 acre-feet a
18 year from the desalination project we would
19 need to withdraw something in excess of 3,000
20 acre-feet in a year of source water, and you
21 can get that from a single well. We had been
22 getting about 300 to 600 source water for our
23 original 300 acre-foot desal well from a
24 single well. So I simply did the
25 multiplication.

26 Of course you can't put 10 wells in
27 the same location. You have to spread them
28 out. So I made some assumptions about